

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: SOCIAL MEDIA ADOLESCENT
ADDICTION/PERSONAL INJURY
PRODUCTS LIABILITY LITIGATION

MDL No. 3047

Case Nos.: 4:22-md-03047-YGR-PHK

**PLAINTIFFS' LETTER RESPONSE
TO META'S UNILATERAL FILING
ON SEARCH TERMS**

This Filing Relates to:

All Actions

Judge: Hon. Yvonne Gonzalez Rogers
Magistrate Judge: Hon. Peter H. Kang

Dear Judge Kang:

At the May 23 Discovery Hearing, counsel informed the court that the Parties had conferred and intended to complete their search term negotiations by May 31st and then to submit any disputes to the Court, via a joint letter brief, 5 days later and thus today, June 7. The Court agreed to that schedule. The parties thereafter set a schedule for exchanging their respective positions in advance of filing their letter brief.

Yesterday afternoon, Plaintiffs received Meta's portion of the brief and in reviewing that portion learned, for the very first time, that Meta had performed certain statistical analyses, random sampling, and document counts to compare the efficacy of the Parties' respective search term proposal. For weeks, Plaintiffs had asked Meta if any such analysis existed and, if so, to share the results of those analyses and the information necessary to understand and substantiate them. Those requests went unanswered until yesterday.

Plaintiffs promptly requested that Meta provide further information regarding its analyses, so Plaintiffs could assess the purported results. Further, and to ensure sufficient time for Plaintiffs to receive and consider this information, Plaintiffs requested that Meta agree to a temporary suspension of the briefing process, noting that the information Plaintiffs sought might well allow the parties to further narrow the disputes. Meta insisted that the briefing go forward.

While the parties proposed and the Court ordered that the parties submit their disputes regarding search terms on June 7, Plaintiffs did not and do not understand that order to preclude the parties from seeking an adjustment to the schedule to account for the new, material, and previously undisclosed information.

In light of the foregoing, Plaintiffs cannot attest that no further meet and confer would be productive. Plaintiffs believe further conferral and the exchange of information is necessary, and therefore respectfully request additional time to substantively respond to Meta's position until after such conferral.

Dated: June 7, 2024

Respectfully submitted,

By: /s/ Lexi J. Hazam

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